

United States District Court of Delaware

Petrel F. Hartmann, Petitioner, and
classmate - ACC inmates, and
classmate - ACC disabled inmates,
V.
Maylee - Freud, et al.,
Defendants.

Civ. No. 1:06-CV-340 KAJ

FILED
CLERK U.S. DISTRICT COURT
DISTRICT OF DELAWARE
2006 AUG 31 PM 3:33

Aug 22, 2006

Reconsideration ^{And} Amendment To Motion For Appointment of Counsel

1. Counsel needed for clarification and refinement of claims, to allow court to fairly evaluate claims, and substantial uncertainty exists by Plaintiff to be able to adequately present arguments to court. See Weir v. Potter, D. Mass. 2002, 214 F Supp 2d 53.
2. District court should exercise its discretion to appoint counsel to assist indigent Plaintiff in cases in which plaintiff has made threshold showing of some likelihood of merit. See Klos v. Haskell, 835 F Supp 710, aff'd 48 F3d 81.
3. Counsel have been appointed to cases which have much smaller causes or damages.
4. Deliberate indifference to serious medical need requires counsel for experts to assess adequacy of treatment.
5. Delay in appoint extends damages.
6. Following are some Exhibits showing exhaustion attempts to attain counsel:

Exhibit A = letters sent to particular organizations or individuals and dates mailed.

Exhibit B, E, D, E, and F are copies of letters sent for assistance.

" G = Shows bias, one-sided investigation by NAMI-DE.

" H = Shows State Senator inability to investigate if its own laws are being upheld; Passing the buck. Incompetent to do it themselves. Want to run a prison without knowing how.

" J = Center for Justice is NOT providing that; an agency used for federal required, but breaches its duty.

" K = Copy of letter sent to several attorney's (in this State) for assistance: (1) Kathleen H. Anderson^{Esq}, 10019 Reisterstown

Rd, Ste 301, Owings Mills, MD 21117-3910. (Jan 5 2006)

(2) Community Legal Aid Society, Ms Gottschalk.

June 7, 2006.

(3) Edward C. Gibbs, Esq., 16 N. Bradford Street,

POB 824, Georgetown, DE 19947-0824, on Apr 5, 2006.

(4) T.L.P.J., P.C., 1717 Massachusetts Ave, NW,

Ste 800, Washington, D.C. 20036-2001, on Apr 5, 2006.

(5) ACLU, National Prison Project, Washington,

D.C., on Feb 16, 2006.

(6) Advocates for Children, 151 West 30th Street,

NY, NY 10001-4147, on Feb 10, 2006.

(7) Prevent Child Abuse NY, 614 W. State St.,

Ithaca, NY, 14850-3308, on Feb 10, 2006.

(8) Delaware ACLU - Drew Fennell, Esq, on May 12, 2005.

(9) Delaware Center for Justice, Janet Labon, 100 West

104th Street, Ste 905, Wilmington DE 19801, on

Aug 31, 2005

- (10) Kyle Kemmer, Esq., 1300 N. Market St., Ste 205, Wilmington, DE 19801, on June 1, 2005.
- (11) U.S. Attorney's Office, 1201 Market Street, Suite 1100, BOB 2046, Wilmington, DE 19899-2046, on June 2, 2005.
- (12) Delaware Center for Justice, Inc., Janet Labon, 100 W. 10th Street, Ste 905, Wilmington, DE 19801, on May 12, 2005.
- (13) Community Legal Aid Society, Inc., 100 W. 10th Street, #130, Wilmington, DE 19801, on May 12, 2005.
- (14) Disabilities Rights Center, Mr Tom Olin, Suite 121, 2500 Q Street NW, Washington, D.C. 20007, on May 5, 2005.
- (15) Thomas Neulinger, Esq., 2 East 7th St., Ste 302, Wilmington, DE 19801, on Nov 8, 2004.
- (16) Jeffrey Martin, Esq., 16 Nov 2004.
- (17) Kevin Howard, Esq., 502 S. State St., Dover, DE 19901, in end of 2005.
- (18) Edward C Gilels, Esq., 16 N. Bedford St., POB 824, Georgetown, DE 19947, end of 2005.

~~Exhibit~~ Exhibit L = Illegal denial of legal assistance due to legal disability.

Dated: Aug 22, 2006

Respectfully Yours,

[Signature]

SBI No. 229843

DCC, 1181 Paddock Rd, T2-10

Smyrna, DE 19977

- 3 -

Exhibit M, N, O = Continuous deliberate indifference, no communication, for

illegal imprisonment and outrageous number alone of illegal prison conditions by Governor Minner's endorsement and wrongful trust in Commissioner Stan W. Taylor failing to uphold the many laws of this land as started to be shown in Civil Complaint.

Counsel is needed to answer Amendment to Civil Complaint for discover because Petitioner is incarcerated in unconstitutional conditions depriving of information for access to courts by handicaps and disabilities created and caused by Civil Complaint Defendants, to be able to reply in a timely manner, ~~and have access~~ and for equal, effective, meaningful, capable, and adequate access to courts rights under the Constitution.

With the entry of counsel, all aspects of the underlying cause of action could be clarified, Loper v. Beto, 92 S.Ct. 1014 (1972), and the proper parties could be brought before the court, Givens v. Six Unknown Named Agents of Federal Bureau of Narcotics, 91 S.Ct. 1999, n. 2 (1971).

The Supreme Court has recognized the role counsel can play in assisting prisoners in properly pursuing their grievances. Bounds v. Smith, 97 S.Ct. 1491, 1499-1500 at nn. 19-20. Therefore, Counsel appointment is appropriate in this case after that also, during pleading stage, (cite omitted).

Order denying court appointed counsel to an indigent plaintiff is immediately appealable. See Ray v. Robinson, 640 F.2d 474 (3d Cir. 1981). Therefore, need Certificate of Appealability Approved by this Court, if Counsel is denied now.

Thank You Kindly, Sincerely Yours,

I/M

Beth Hartmann

SBI#

229843

UNIT

T2-10

DELAWARE CORRECTIONAL CENTER

1181 PADDOCK ROAD

SMYRNA, DELAWARE 19977

Legal Mail

U.S. District

Court Clerk

Boggs Federal

Lock box 18

WILMING

27 pgs

Exhibit A

Letters →

Assistance Requested From:Dates Mailed

Exhibits

Assistance Requested From:	B	C	D	E	F
Rep Maier Legislative Hall, Dover	3 Sep 04	Oct 8 2004	Oct 8 2004		
Son Haring	3 Sep 04	Oct 8 2004	Nov 10 04	Nov 10 04	Nov 10 04
ACLU-DE STE 309 100 W. 10TH Street WILM 19801-1672	3 Sep 04	Nov 10 04	Nov 10 04	Nov 10 04	Nov 10 04
ACLU-NY COMMUNICATIONS 125 BROAD STR, NY, NY 10004-2400		Nov 1 04	Nov 1 04		
DOC STANTAVOR					
DE SCTY OF STATE OFFICE HUMAN RELATIONS 205 RIVER RD DVR 19901	Oct 8 2004	Oct 8 2004	Nov 10 04	Nov 10 04	Nov 10 04
WILLIAM M. KILLEN, ESQ SOCIAL-LEGAL SVCS COORD. CARVEL BLDG 820 N. FRENCH ST. WILM 19801	Oct 8 2004	Oct 8 2004	Nov 10 04		
Legal Malpractice Firms, 103 WASHINGTON ST. DENT 158 MURRISTOWN, NJ 07960	Oct 8 2004	Oct 8 2004	Nov 10 04		
MRS PAUL SEAN CREGG CTA FOR JUSTICE, INC 100 W. 10TH STREET STE 905 WILM 19801					
CRIMINAL JUSTICE COUNCIL 820 FRENCH ST, 10TH FLR WILM 19801	Oct 18, 04	Nov 1 04	Nov 1 04	Nov 1 04	Nov 1 04
SURJ - STE 409 1000 WEST 10TH STR. WILM 19801	3 Sep 04	Oct 8 2004	Nov 10 04		
DVR POST - POB 664 DVR 19903					
DSN POB 737 DVR 19903					
NEWS JOURNAL EDITOR JOHN TAYLOR 950 W. BASIN RD NEWCASTLE 19720					
NEWS JOURNAL, AL MASCITTI	Oct 8, 04	Nov 1 04			
DE. VOLUNTEER LEGAL SVCS INC JACQUELYN CHACONA, ESQ DOMESTIC VIOLENCE POB 7306, WILM. 19803					
DR SAM HOFF DSU 1200 N DUPONT HWY, DVR 19901-2277 Secty, HHS DE	Aug 23 04 Aug 23 04				

	Family Law v. Roveyghel Improvement	Gov Minner (16-9)	Flouckart	Why is Family a District Class?	Another sample of incompetence
(Advocate) Alice Young A-2152-91 Nelson Rd WILM 19808 CURE-DE Alan J. Williams POB 1986 NEWARK 19714-786 CURE-NATL POB 2310 WASH DC 20013	Aug 23, 04	NOV 10 04			
IMPAC POB 163 ST GEORGES, DE 19733-0163 SATA - CURE/SORT POB 1191 OKEMOS, MI 48805-1191	Oct 8 2004	Oct 8 2004			
Gov. Minner		NOV 10 04			
Common Cause, 1304 N. Rodney St, Wilm, DE 19801, DE PSYCH CTR, DVC 1901 N. DuPont Hwy, New Castle 19808 Fairness For Prisoners Families 30303 610 83 Poplar Street, NW, Atlanta GA	NOV 10 04	NOV 10 04	Dec 2 04	Dec 2 04	Dec 2 04

Family and Child Preservation Laws v. Revengeful Incarceration (Myth vs. Reality)

The Center for Substance Abuse Treatment (CSAT) of the U.S. Dept. of Health and Human Resources reported that treatment is cost-effective, especially compared to incarceration. It cited treatment costs ranged from a low of \$1,800 per client to a high of \$6,800; Maryland pays \$20,000 per year to incarcerate an offender. (because they have more resources)... Delaware pays \$24,500 per year (depending on whom you ask) to incarcerate a citizen. The costs are actually much more staggering if anyone could ever figure out all the damages and injuries created by incarceration and its domino effect on the family members, reintegration and actual treatment verse a threatening prison environment and university of criminology (how to commit crimes). To prevent this domino effect, Delaware and the federal laws and regulations require "preservation and protection services" by the State with all its resources with legally required "reasonable efforts."

As in Delaware Codes 16, Chapter 9, The Child Abuse Prevention Statute, Title 29, Chapter 90, The Division of Services for Families Children, Youth and their Families, the supervisory department for the Child Abuse Act legislated to be handled by the Division of Family Services, and the Family Court Act Title 10, Chapter 9, and the Family Court Civil Rules 200 et. seq.

The RAND Corporation found that every dollar spent on treatment [for any addiction, behavior problem and alike] to control cocaine [for example] saves \$7.48 on reduced crime and regained productivity, a far greater return per dollar than any other

interdiction strategy. Not to mention the greater savings of the best interests of the children in a family.

The Washington State Institute for Public Policy (WSIPP) found that drug treatment in prison saved of between \$1.91 and \$2.69 for every dollar spent. Drug Courts [as Mental Health Courts] saved \$2.80 for every dollar spent. Drug treatment [as other Public Health issues like actual child abuse] outside of prison saved \$8.87 for every dollar spent.

The same would go for other addictions, child harm, and first-time sex offenders, not actual violent rapist, for mental health courts and mental health treatment outside of prison. The impact in trying to save a citizen from prison and trying to save a family are phenomenal as experts in the field know ~~who~~ who do not have an ulterior motive or conflict of interest. Should saving a citizen from ignorance or past scars be more important than personal revenge? Have we become a ~~post-^{post}-bad~~ throw-away, disposable society? Should family and citizen preservation attempts come first or are we just revengeful animals?

As current Delaware Rape laws are applied by Jane Brady, every Delawarean who has sex is a rapist. When will the madness stop? Everyone coerces their partner one time or another. How ridiculous has this situation become? It is out of control, prisons overcrowded, unnecessary taxes wasted, who is competent enough and unbiased to research the actual problem and solution? How much longer will families get destroyed unnecessarily? Should our courts be doing a

proper investigation to see who is treatable, amenable, salvageable by due process instead of evil spirited state employees showing us how unaccountable an oppressive government can be as history has shown us over and over. Will a good spirit attempt treatment FIRST?

The Drug Treatment Alternative to Prison (DTAP), a two-year treatment and job-training program in Brooklyn, N.Y., reduced recidivism and drug use and increased the likelihood of finding legal employment, all at half the cost of prison. Compared to a matched group, DTAP participants had arrest rates that were 26 percent lower two years after leaving prison and were 67 percent less likely to return to prison.

No Child Left Behind, why are so many without a marketable job skill after high school? That is a set-up for failure. A States self-defeating, treasonous action. Why does our State leadership not have the best programs here? Why is recidivism encouraged and supported by this temporary State leadership? Why is a marketable job training not available for any Delaware resident in or out of prison?

The answer is obvious. Let's see where the true spirits are, who will complain about this article and who will fix the State problems, a government FOR the people.

Let's STOP this MYTH and paranoia.

Any questions? Just write me.

For Families,
Mr. Dettel Hartmann

Dear (Gov/Miner, et al)

How are you? I hope you are well? I am forced to write you about an atrocity going on in our great State. It is recognized by our constitution that the General Assembly may declare policy and announce legislative principles which SHALL apply in certain cases, and also delegate to an administrative body (The Division of Family Services ^{DFS} in this case) the authority to apply those principles in factual situations as they arise. See also In re DNREC, Del. Super. Ct., 401 A2d 93 (1978).

Someone is allowing illegal arrests, indictment and convicting of our unaware citizens abusing their authority under color, pretence of law in FAMILY child abuse allegations. The General Assembly has delegated that authority to DFS to "protect and preserve families" by providing "services" to treat any needs to accomplish that Act's purpose, and the FAMILY Court Act. The Child Abuse Prevention Act, Title 16, Chapter 9, A Public Health Issue which is civil and restorative, NOT criminal and destructive. Illegal family genocide is causing the great health problem in our State by state employees with malicious motive by illegally amputating the family members instead of providing required, mandatory "reasonable efforts services" for preservation of families which is known by a competent court. Illegal, revengeful tactic commits a community disease spreading the virus causing greater child abuse by (omitting) Public Health Law (Title 16 Chapter 9) which the Legislature has given the authority to DFS, DCYF (Dept of Services for Children, Youth and Their Families - Title 29 Chapter 90, 90A) and Family Court to provide treatment, NOT criminal incarceration. Evil element among our government must be extracted immediately. See 16 § 906(10) and (11) for treatment, and § 901 and § 906 for mandatory language. Legal definition of family is NOT investigated for as required for "relationship" which determines due process to prevent government or malicious oppression. Many family rights, privileges and immunities are violated; too many to mention here. Many family members are falsely imprisoned. Damages are irreparable to families by state employees. Write for details/questions. We hope you care enough about our children. Respectfully,
A Family Advocate, Mr. D. Hartmann, 229843, 1181 Paddocks Rd, E, Smyrna, DE 19977.

Delaware's Children's Trust Fund, Inc. is NOT doing its job to do § 906(10) and (11). See Title II C.A.P.T.A. Assistance Statement signed by Governor Minner

criminals. Point is, many innocent families are being taken away from their families by dominating the courts.

Procedural Due Process is intended by
Eun-ta-hui Kramer, 1025 St 1794

New York State Child

Protective Services System

166906 "shall preserve and keep
"integrity of family"

✓-168903-Mandatory

169406 - aware of "integrity of family"

Easton v. S. Ind Supr. 2-22-79 440

← started 411

Class 10810 411

Rep

Report to SCR

refer to CPS 165903, 904,905
 ■ casual Protective Services

**Protective
Custody** ↓

Lawrence Code
La 16, Chapter 95906(b)(2)
DFS (DIV. OF FAMILY SVCS)

165906 (b)(3) → verification

Unfounded DFS Policy

indicated

Protective Custody ⇐

DFS Policy

Policy to follow Law 168906 (1991)
(b)

services needed

16910 (3) 16910 (3) 16910 (3)

services successful voluntary foster care!	ONLY if services refused or unsuccessful
---	---

referral to
Family Court

১৭৩৬৪৭।

105901 105903

Children in foster care are still entitled to preventive services, but no longer need protective services.

N.Y. State Office of Children & Family Services

The 'uniprocity with the laws of other states is desirable' (29/8/1502)

subject not legally responsible relative;
insufficient information or allegations

release child

Provide Services

direct placement
with relative

unconditional
release

foster care
placement

dispositional hearing

finding of abuse
or neglect

Family Court Rules 200 et seq.

initial determination
of where child stays
during Family Court
proceeding

fact-finding
hearing

Dismissal
Rule 202(c)

probable cause having
in proper jurisdiction,
the competent subject-matter

Why is the Family a protected class by law? (1081041)

Marriage between a man and a woman is ordained by God and that the Family is central to the Creator's plan for the eternal destiny of His children.

The divine plan of happiness, as in the Bill of Rights, enables, NOT disables, Family relationships to be preserved and protected for Higher and Greater reasons than our own selfishness.

The plan of God for His children to multiply and replenish the earth remains in force by those with the good Spirit and good faith efforts will preserve and protect families with all possible resources available from a competent government. Destruction of the family by oppressive state employees denies that.

It has been warned and is known by the wise that the disintegration of the Family, Family genocide, or Family member amputation or kidnapping by force by the State under color of law without preservation and protection services as should be provided for when actually needed without selfish, retaliatory, vindictive, nor malicious personally created by the uninformed and weak mind, will bring upon individuals, communities, and nations the calamities foretold of self-destruction.

Therefore, we call upon responsible citizens, who know the rest of the story, who do not speculate and are objective, like officers of the government everywhere to promote preservation and protection measures in Title 16 Delaware Code Chapter 9 to maintain and strengthen the family, and NOT be part of Satan's plan, as the fundamental unit of society, the footing for society to stand, to flourish and succeed. Justice and government is the display of society's love.

Does it match God's?

Here is another sample of the
incompetence Delaware families
are under.

Agencies fail to follow laws under
Administrative Procedure Act and
Administrative Law (29 § 1135 et al).

DFS is supervised by DSCYF.

Federal civil law suit
assistance needed.

Malicious prosecution, possible
treason undermining State,
conspiracy by State employees
and thus RICO violations.

RSVP receipt of this letter.

Child welfare agency meets federal goals **NOT**

Delaware's child welfare agency has met the goals set by a federal review three years ago, officials said Thursday.

The federal Administration for Children and Families reviewed child welfare programs nationwide, and states that did not meet federal standards had to submit a plan to improve in those areas. Delaware's Department of Services for Children, Youth and Their Families met only one of seven goals in the review: Children get adequate services to meet their physical and mental health needs. No state met all seven goals.

The review found that Delaware needed to do a better job of assessing what abused children and troubled families need to improve their lives. Failing to do that meant that cases were often closed without families getting the help they needed, the review found.

To avoid losing \$130,000 in federal money, the state developed a plan that involved improvements to the foster care system, increased mental health services, transitional housing for youth leaving the juvenile justice system and creation of a "holistic services team" to work with children and families with special needs.

The federal agency will now monitor the state every five years to make sure it is still meeting those goals, said Joseph Smack, spokesman for the state department's Division of Family Services.

**United Way golf
event raises \$14,500**

Wilmington News Journal 10-8-2004

D
S
C
Y
F

**NAMI-DE**

Delaware's Voice on Mental Illness www.namide.org

April 24, 2003

Detlef Hartmann SBI#229843 Unit E
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

Dear Mr. Hartmann,

Thank you for contacting NAMI-DE. We are very much aware of the problems that exist in the state of Delaware related to the concept of "locking up" those individuals diagnosed with a mental illness as well as the inherent problems of deinstitutionalization within the state. The staff at NAMI-DE has certainly been addressing these problems. Another non-profit by the name of SURJ (Stand Up for what's Right and Just) has a statewide initiative to seek reforms within the criminal justice system. They are located at 100 West 10th Street, Suite 615, Wilmington, DE 19801, phone #302-426-9252.

Staff from NAMI-DE has met with the First Correctional Medical Team that staffs the mental health sector at the Smyrna Correctional Center this year. They are a very professional group of mental health specialists under the direction of Dr. Kow. Please refer to them for any specific mental health issues. They will also help you with discharge planning and connection with mental health treatment within the community upon discharge.

conspiracy
or
incompetence?

Please let us know if you have any specific/personal issues regarding advocacy.

Sincerely,

Donna Anthony
Director of Program Development
NAMI-DE

Exhibit H

KAREN E. PETERSON
STATE SENATOR
Ninth- District



SENATE
STATE OF DELAWARE
LEGISLATIVE HALL
DOVER, DELAWARE 19903

COMMITTEES
Administrative Services, Chair
Combat Drug Abuse, Chair
Energy & Transit
Health & Social Services
Sunset
Veterans Affairs

March 9, 2006

Mr. Detlef F. Hartman
SBI No. 00229843
Del. Correctional Center
1181 Paddock Road
Smyrna, DE 19977

Dear Mr. Hartman:

I suppose that you have heard the news that the U.S. Department of Justice is investigating the conditions in the Delaware Prison system. This is the result of many requests filed with the Department of Justice, including mine which was written on October 8, 2005.

Because the federal government has launched an investigation, I will forward your letter of February 24th to the U.S. Attorney's Office so that they can include it in their investigation.

I feel certain that the federal investigation will result in better treatment of inmates within our prison system.

Sincerely,

A handwritten signature in cursive script, appearing to read "Karen Peterson".

Karen E. Peterson
Senator

KP/



COMMUNITY LEGAL AID SOCIETY, INC.

100 W. 10th Street, Suite 801
Wilmington, Delaware 19801
(302) 575-0660 Fax (302) 575-0840
www.declasi.org

Exhibit I
question of
benefits +
168906(11)
mailed
TXM 06

May 9, 2006

Dettel F. Hartmann, 229843
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977-3474

Dear Mr. Hartmann:

This letter is in reference to your recent correspondence in which you requested assistance. Your letter has been forwarded to me for a response.

Community Legal Aid Society, Inc. ("CLASI") is a public interest law firm that provides assistance to eligible clients in a limited number of civil law cases. Because of limited resources, CLASI's poverty program can only assist individuals in certain types of traditional poverty law matters such as public benefits, federally subsidized housing and immigration.

Since your problem does not fall within the identified substantive areas, CLASI will be unable to assist you with your legal problem.

Sincerely,

Deborah I. Gottschalk

Deborah I. Gottschalk

DIG/clis



NEW CASTLE CO.

KENT COUNTY
SUSSEX COUNTY

Main Office, 100 W. 10th Street, Wilmington, DE
ELP (Seniors), 100 W. 10th Street, Wilmington, DE
840 Walker Road, Dover, DE
144 E. Market Street, Georgetown, DE

(302) 575-0660
(302) 575-0666
(302) 674-8500
(302) 856-0038

Exhibit J

AD/RA claims

Delaware Center for Justice
100 West 10th Street, Suite 905
Wilmington, DE 19801

Adult Offender Services Program

Date: May 16, 2005

**Detlef Hartmann # 229843
Delaware Correctional Center
1181 Paddock Rd
Smyrna, DE 19977**

Dear Mr. Hartmann:

This is to acknowledge receipt of your letter. After careful review of your letter, the following decision has been reached:

- ☒ We do not deal with the issue(s) in your letter
- ☐ We advise you to contact your institutional medical provider
- ☐ Provide additional information on the matter for follow up
- ☐ Contact your Counselor at the institution for help and guidance
- ☐ We will contact you upon further investigation and follow up
- ☐ File a grievance using the internal 4.4 Grievance Procedure
- ☐ Requested information enclosed
- ☒ **Other: Unfortunately Mr. Hartmann, DCJ does not provide legal assistance.**

Thank you for your interest in our agency.

Sincerely,

Nikita Y. Robins

Nikita Y. Robins
Case Manager, Adult Offender Services

April 4th, 2006

Dear Attorneys,

Request assistance in any way possible, to improve attached Petition, file, represent, counsel and/or in any way directly or indirectly help in this vital effort to save our children, families, State and Nation.

We eagerly await your professional reply.

Sincerely Yours,

Ortolf Hartmann, 229843
DCC

1181 Paddock Rd, DE

Smyrna, DE 19777-3474

Family Law Advocates

P.S. Who would be the best ~~to~~ to send this petition to
for ~~to~~ ?
I am legally indigent.

In The Family Court of the State of Delaware
In And For _____ County

Rettel F. Hartmann,
Plaintiff

V.

State of Delaware,
Defendant

Petition For Certification of Questions of Law

This 4th day of April, 2006, request this Honorable Court find that as per Family Court Civil Procedure Rule 75, and Delaware Supreme Court Rule 41:

The following questions of law be certified to the Supreme Court of the State of Delaware for the following reasons, and for the important and urgent reasons for an immediate determination by the Supreme Court of the questions to be certified are:

- A. To fulfill the purposes of the laws, rules, and regulations in question.
- B. To show the mandated due process for equal protection of the laws under the 14th Amendment of the U.S.C., and of the Delaware Constitution.
- C. To stop the illegal imprisonment going on in this State by evil forces which are contrary to laws, rules and regulations.
- D. To stop the Family genocide going on in this State which is contrary to laws, rules, and regulations.
- E. To stop the child abuse going on in this ^{State} by evil forces which is contrary to laws, rules, and regulations.
- F. To stop the irreparable damages being done to our families

which is NOT in the Best Interests of our children, families, State and Nation.

G. To stop the epidemic caused by some state employees by violating our Health and Safety Codes of this State and Nation.

Questions of Law

What is the due process for equal protection of the laws mandated by the Legislators under the 14th Amendment of the U.S.C. and the Delaware Constitution for All alleged child abuse?

If it is NOT as per attached flowcharts A and B, what is it; where does legislation say it's different?

Sincerely Yours,
In Service,

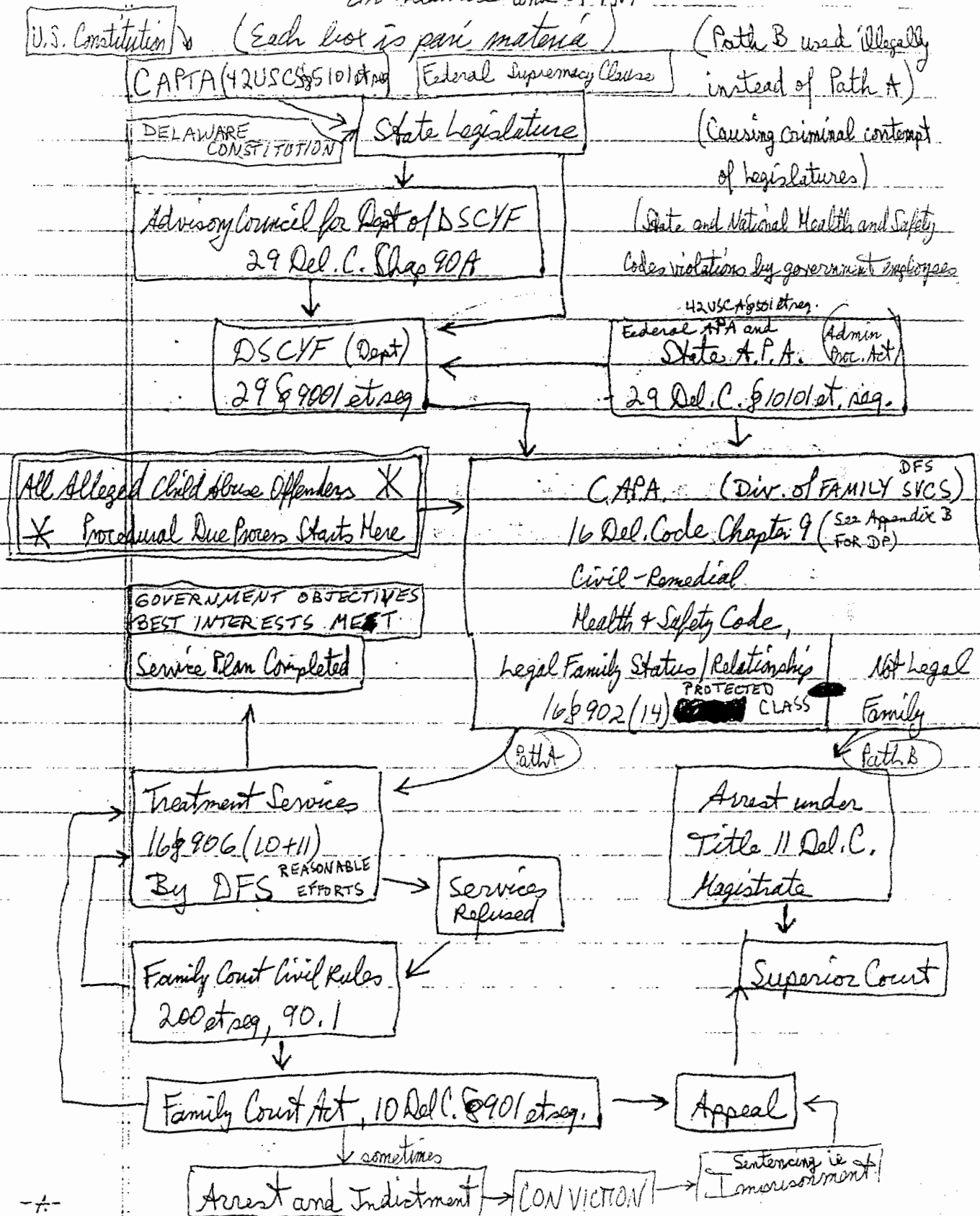
Detlef F. Hartmann, 229843

DCC

1181 Paddeck Rd, DE

Smyrna, DE 19977-3474

Family Genocide and Illegal Imprisonment still in Delaware caused by
Appendix A
 NOT Following Mandated Procedural Due Process for ALL Alleged Child Abuse
 In Delaware and U.S.A.



Mandated Federal and Constitutional Objectives for Children, Families, Parents
States Must Follow:

- First Amendment Family Integrity Rights
- Fourth Amendment Right from seizure before mandated procedural due process.
- Fifth Amendment Family Procedural Due Process Rights through the 14th Amendment.
- Sixth Amendment Right to Effective Counsel in Family Law and Subject-Matter Determination
- Sixth Amendment Right to Government Agency legislated by Laws.
- Seventh Amendment Right to Subject-Matter Jurisdictional Court by Due Process and Equal Protection
- Eighth Amendment Right from cruel and unusual punishment and civilized society from false, illegal imprisonment.
- Eighth Amendment Right from cruel and unusual punishment from seizure of a legal family member, illegally.
- Eighth Amendment Right from cruel and unusual punishment from child, family, parent abuse by government employees.
- Ninth Amendment Right to Family members.
- Fourteenth Amendment Right to procedural due process for children, family, parent, protected class of citizens, and equal protection of the laws.

- The Adoption Assistance and Child Welfare Act (AACWA) of 1980, 42 USC § 620 et seq.
- The Adoption and Safe Families Act (ASFA) of 1997, 42 USC § 670 et seq.
- The Family Preservation and Support Act (FPSA) of 1993,
- The Child Abuse Prevention and Treatment Act (CAPTA),
- The Administrative Procedure Act for Agencies,

National Advocacy Foundations and Resources:

Youth Law Center, Edna McConnell-Clark Foundation, etc.



DISABILITIES LAW PROGRAM

COMMUNITY LEGAL AID SOCIETY, INC.

100 W. 10th Street, Suite 801

Wilmington, Delaware 19801

(302) 575-0690 (TTY) (302) 575-0696 Fax (302) 575-0840

August 11, 2005

Dettel Hartmann
SBI # 229843 Unit E
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

*write in library
see
Fed OLC law?
for use of funds.
will letter for Major index
Feb 20, 06*

Re: Request for Legal Assistance

Dear Mr. Hartmann:

We are in receipt of your letter requesting legal assistance. You allege that you are being discriminated against under the ADA; however, you gave no specific examples of discrimination. You complain generally about the difficulties in advancing prison litigation. While there are indeed many legal barriers to successful prison litigation, they are not disability-related barriers.

Unfortunately, the Disabilities Law Program has limited funds and cannot accept every case for representation. We set priorities for the kinds of cases we take. For example, the only type of prison case we would review for merit would be one where a prisoner with disabilities is encountering a physical barrier that is disability-related, such as not having a grab bar in the shower or access to a special telephone for a deaf inmate.

We are sorry that we are unable to offer you legal assistance at this time.

Sincerely,

Disabilities Law Program

Disabilities Law Program

Exhibit M



STATE OF DELAWARE
OFFICE OF THE GOVERNOR

RUTH ANN MINNER
GOVERNOR

August 30, 2004

Mr D. Hartman
Sbi# 229843 Unit E
1181 Paddock Road
Smyrna, DE 19977

Dear Mr Hartman:

Thank you for contacting Governor Ruth Ann Minner. The Governor is in receipt of your letter, and has asked the office of constituent relations to respond on her behalf. Governor Minner appreciates it when fellow Delawareans take the time to communicate directly on the many issues we face in Delaware.

I have asked Department of Correction Commissioner Stanley W. Taylor to review your letter and take appropriate action. Thank you for taking the time to write to Governor Minner.

Sincerely,

A handwritten signature in cursive script, appearing to read "Barbara Brown", with the initials "KB" written below it.

Barbara Brown
Director, Office of Constituent Relations

Exhibit A



STATE OF DELAWARE
OFFICE OF THE GOVERNOR

RUTH ANN MINNER
GOVERNOR

September 16, 2004

Mr D. Hartman
Sbi# 229843 Unit E
1181 Paddock Road
Smyrna, DE 19977

Dear Mr Hartman:

Thank you for contacting Governor Ruth Ann Minner. The Governor is in receipt of your letter, and has asked the office of constituent relations to respond on her behalf. Governor Minner appreciates it when fellow Delawareans take the time to communicate directly on the many issues we face in Delaware.

I have asked Department of Correction Commissioner Stanley W. Taylor to review your letter and take appropriate action. Thank you for taking the time to write to Governor Minner.

Sincerely,


Barbara Brown

Director, Office of Constituent Relations

Exhibit D



STATE OF DELAWARE
OFFICE OF THE GOVERNOR

RUTH ANN MINNER
GOVERNOR

July 19, 2005

Mr. Detlef Hartman
Sbi#229843 Unit De
1181 Paddock Road
Smyrna, DE 19977

Dear Mr. Hartman:

Thank you for contacting Governor Ruth Ann Minner. The Governor is in receipt of your letter, and has asked the office of constituent relations to respond on her behalf. Governor Minner appreciates it when fellow Delawareans take the time to communicate directly on the many issues we face in Delaware.

I have asked Department of Correction Commissioner Stanley W. Taylor to review your letter and take appropriate action. Thank you for taking the time to write to Governor Minner.

Sincerely,

A handwritten signature in cursive script, appearing to read "Barbara Brown".

Barbara Brown

Director, Office of Constituent Relations